

RECEIVED
CENTRAL FAX CENTER

JAMES P. MAO
 ANTHONY C. MURABITO
 JOHN P. WAGNER, JR.
 GLENN D. BARNES
 MATTHEW J. BLECHER
 THOMAS M. CATALE
 JOSE S. GARCIA
 ERIC J. CASH
 LAWRENCE R. GOERKE
 MICHAEL R. HARDAWAY
 LIN C. HSU
 RAMBOD NADER
 RONALD M. POMERENKE
 REGINALD A. RATLIFF
 JOHN F. RYAN

CHERYL A. EICHSTAEDT^{*}
 M. DEAN MATTHEWS^{*}
 JOEL D. YOUNGS^{*}
 WILLIAM A. ZARBIST^{*}
 DAVID A. GREWER^{*}
 NEIL A. OSBORN^{**}
 DAVID J. REIMLER^{*}
 CAROLINE W. SMITH^{*}
 ARTHUR M. TONSAGER, III^{**}

* PATENT AGENT
 ** PATENT ENGINEER

WAGNER
MURABITO
& HAO LLP
 PATENT ATTORNEYS

SEP 10 2004

TWO NORTH MARKET STREET
 THIRD FLOOR
 SAN JOSE, CALIFORNIA 95113
 TELEPHONE: (408) 938-9069
 FACSIMILE: (408) 938-9069
www.wmhpatents.com

FAX COVER SHEET**BEST AVAILABLE COPY**

SEND TO: Examiner Peyton

COMPANY NAME: USPTO

FAX NUMBER: (408) 872-9304

0918671315

TRANSMISSION DATE: 9/10/04

FILE REF: 02-98.01/concip

FROM: Ronald Pomerenke

PAGE NUMBERS (including this sheet): 5

OPERATOR: 8

NOTES: Terminal Disclaimer

If there should be a problem with the quality of this transmission or you do not receive all of the pages, please call the operator named above at (408) 938-9060.

CONFIDENTIALITY NOTICE

This FAXSIMILE transmission is intended only for the use of the individual or entity named above and may contain information that is confidential, attorney-client privileged and exempt from disclosure under applicable law. If you are not the intended recipient, you are hereby notified that any disclosure, reproduction, distribution or use of any of the information contained in this transmission is strictly PROHIBITED by law. If you have received this transmission in error, please immediately notify us by telephone and we will arrange the return of the original transmission to us at no expense to you. Thank you.

RECEIVED
CENTRAL FAX CENTER

O2-98.01.CON-CIP

SEP 10 2004 Patent

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of

Chan et al.

Serial No. 09/867,315

Filing Date: May 29, 2001

For: Low Power Audio CD Player for
Portable Computers

A Continuation in Part of:

Serial No. 09/595,103

Filing Date: June 16, 2000

Which is A Continuation of:

Serial No. 09/136,207

Filing Date: June 19, 1998

Examiner: Peyton, Tammara

Art Unit: 2182

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

TERMINAL DISCLAIMER (37 CFR § 1.321(a))

Dear Sir:

1. Name of Assignee: O2 Micro International Limited

Address of Assignee: P.O. Box 1794 GT., Grand Cayman, British West Indies,

Cayman Islands

2. The Assignee certifies to the best of Assignee's knowledge and belief
that Assignee has the entire right, title, and whole interest in and to the above referenced

Serial No. 09/867,315
Terminal Disclaimer

O2-98.01.CON-CIP
Examiner: Peyton, Tammara

patent application, and represent that the undersigned is authorized to sign on behalf of the above-referenced Assignee.

3. On information and belief, a copy of an Assignment or other documents that evidences placement of title of the above-referenced Application in the Assignee is recorded with the United States Patent and Trademark Office at:

Reel: 011858

Frame: 0719

Recorded on: May 29, 2001

A certificate under 37 CFR 3.73(b) is attached hereto regarding the above and establishing the right of the assignee to take action in the above referenced patent application.

4. Disclaimer

The terminal part of the statutory term of any patent granted on the above-identified application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 to 156 and 173, as presently shortened by any terminal disclaimer, of the prior United States Patent No. 6,711,631 is hereby disclaimed except as provided below, and it is agreed that any patent so granted on the above-identified application shall be enforceable only for, and during, such period that the legal title to said patent shall be the same as the legal title to prior United States Patent No. 6,711,631; this agreement to run with any patent granted on the above-identified application and to be binding upon the grantee, its successors or assigns.

In making the above disclaimer, disclaimant does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 to 156 and 173 of the prior United

Serial No. 09/867,315
Terminal Disclaimer

-2-

O2-98.01.CON-CIP
Examiner: Peyton, Tammyra

States Patent No. 6,711,631 In the event that it later expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. 1.321, has all claims canceled by a reexamination certificate, is reissued in any matter or is terminated prior to expiration of its full statutory term as presently shortened by any terminal disclaimer, except for the separation of legal title stated above.

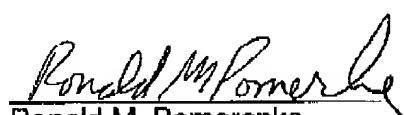
5. Fee Payment. Enclosed is a check in the amount of \$110.00, under 37 CFR § 1.20(d). The attorney of record is empowered to sign on behalf of Assignee.

6. I hereby declare that all statements made herein of my own knowledge are true, and that all statements made on information and belief are believed to be true; and further, that these statements are made with the knowledge that willful false statements, and the like so made, are punishable by fine or imprisonment, or both, under Section 1001, Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Respectfully submitted,

WAGNER, MURABITO & HAO, LLP

Dated: 9/10, 2004


Ronald M. Pomorenke
Registration No. 43,009

Address: WAGNER, MURABITO & HAO LLP
Two North Market Street
Third Floor

Telephone: San Jose, California 95113
(408) 938-9060 Voice
(408) 938-9069 Facsimile

Serial No. 09/867,315
Terminal Disclaimer

-3-

O2-98.01.CON-CIP
Examiner: Peyton, Tammarra

CERTIFICATE UNDER 37 CFR 3.73(b)Applicant: Chan, et al.Application No. 09/867,315 Filed: May 29, 2001For: Low Power Audio CD Player for Portable ComputersO2 Micro, a Corporation

(Name of Assignee)

(Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

certify that they are the assignees of the entire right, title and interest in the patent application identified above by virtue of either:

- A. An assignment from the inventor(s) of the patent application identified above. The assignment was recorded in the Patent and Trademark office at Reel 011858, Frame 0719, or for which a copy thereof is attached.
- B. A chain of title from the inventor(s) of the patent application identified above, to the current assignee as shown below:

1. From: _____ To: _____
The document was recorded in the Patent and Trademark Office at
Reel _____, Frame _____, or for which a copy thereof is attached.
2. From: _____ To: _____
The document was recorded in the Patent and Trademark Office at
Reel _____, Frame _____, or for which a copy thereof is attached.
3. From: _____ To: _____
The document was recorded in the Patent and Trademark Office at
Reel _____, Frame _____, or for which a copy thereof is attached.

 Copies of assignments or other documents in the chain of title are attached.

The undersigned has reviewed all the documents in the chain of title of the patent application identified above and, to the best of undersigned's knowledge and belief, title is in the assignees identified above.

The undersigned (whose title is supplied below) is empowered to act on behalf of the assignees.

I hereby declare that all statements made herein of my own knowledge are true, and that all statements made on information and belief are believed to be true; and further, that these statements are made with the knowledge that willful false statements, and the like so made, are punishable by fine or imprisonment, or both, under Section 1001, Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Name: Ronald M. Pomerenke Title: Attorney
Signature: Ronald M. Pomerenke Date: 9/10/04

**This Page is Inserted by IFW Indexing and Scanning
Operations and is not part of the Official Record**

BEST AVAILABLE IMAGES

Defective images within this document are accurate representations of the original documents submitted by the applicant.

Defects in the images include but are not limited to the items checked:

BLACK BORDERS

IMAGE CUT OFF AT TOP, BOTTOM OR SIDES

FADED TEXT OR DRAWING

BLURRED OR ILLEGIBLE TEXT OR DRAWING

SKEWED/SLANTED IMAGES

COLOR OR BLACK AND WHITE PHOTOGRAPHS

GRAY SCALE DOCUMENTS

LINES OR MARKS ON ORIGINAL DOCUMENT

REFERENCE(S) OR EXHIBIT(S) SUBMITTED ARE POOR QUALITY

OTHER: _____

IMAGES ARE BEST AVAILABLE COPY.

As rescanning these documents will not correct the image problems checked, please do not report these problems to the IFW Image Problem Mailbox.